

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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THE NEW YORK CITY DISTRICT COUNCIL OF  
CARPENTERS PENSION FUND, NEW YORK CITY  
DISTRICT COUNCIL OF CARPENTERS WELFARE  
FUND, NEW YORK CITY DISTRICT COUNCIL OF  
CARPENTERS VACATION FUND, NEW YORK CITY  
DISTRICT COUNCIL OF CARPENTERS ANNUITY  
FUND, NEW YORK CITY DISTRICT COUNCIL  
OF CARPENTERS APPRENTICESHIP, JOURNEYMAN  
RETRAINING, EDUCATIONAL AND INDUSTRY  
FUND, NEW YORK CITY DISTRICT COUNCIL OF  
CARPENTERS CHARITY FUND, and NEW YORK CITY  
AND VICINITY CARPENTERS LABOR MANAGEMENT  
COOPERATION FUND, by MICHAEL J. FORDE and  
PAUL O'BRIEN, as TRUSTEES, and MICHAEL J. FORDE  
AS EXECUTIVE SECRETARY-TREASURER, DISTRICT  
COUNCIL FOR NEW YORK CITY AND VICINITY, UNITED  
BROTHERHOOD CARPENTERS AND JOINERS  
OF AMERICA,

07 CV 10548 (HB)  
ECF CASE

**NOTICE OF MOTION**

Plaintiffs,  
-against-

GRACE INDUSTRIES INC. / EL SOL CONTRACTING  
& CONSTRUCTION J/V,

Defendant.

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C O U N S E L :

PLEASE TAKE NOTICE, that upon the annexed affidavit of Andrew GraBois, Esq.  
sworn to on February 27, 2008, the stipulated facts and exhibits annexed thereto, and upon all  
pleadings and proceedings heretofore and herein, the undersigned, on behalf of the plaintiffs, will  
move this Court before the Honorable Harold Baer, Jr., United States District Court Judge at the  
United States Courthouse, Southern District of New York, located at 500 Pearl Street, Courtroom  
23-B, New York, New York 10007, at a date and time to be set by the Court, for an Order  
granting plaintiffs' motion for default judgment, and for such other and further relief as the Court  
deems proper and just.

Dated: New York, New York  
February 27, 2008

Yours, etc.,

O'DWYER & BERNSTIEN, LLP

By:

ANDREW GRABOIS, ESQ.  
Attorney for Plaintiffs  
52 Duane Street, 5th Floor  
New York, New York 10007  
(212) 571-7100

TO: Grace Industries Inc. / El Sol Contracting & Construction J/V  
46-06 54th Road  
Maspeth, NY 11378